IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Public Interest Litigation No. 234 of 2002 (M/B)

Suhail Ahmed Siddiqui,
S/o Mr. Rais Ahamed Siddiqui,
R/o Adil Lodge, Awagarh Compound,
Mallital, Nainital. ……... Petitioner

Versus

1. State of Uttaranchal
through Secretary,
Ministry of Health,
Dehradun.
2. Chief Medical Officer,
Nainital.
3. Director of Public Health, Uttaranchal,
Dehradun ……..... Respondents

Mr. Sidhartha Sah, Advocate for the petitioner.
Mr. U.P.S.Negi, Addl. Advocate General for the respondents.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.
Hon. Prafulla C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. Sidhartha Sah, the learned counsel for the petitioner.

Mr. U.P.S.Negi, the learned Addl. Advocate General for the respondents.

2. Petitioner-Suhail Ahmed Siddiqui filed this writ petition styled as Public Interest Litigation in the year 2002 for the following reliefs:

> "1. To issue a writ order or direction in the nature of mandamus commanding the respondent to fill up the vacant posts of the doctors and other laboratory and clinical experts in the B.D.Pandey Hospital Nainital.
> 2. Issue a writ order of mandamus commanding the respondents to bring into proper order all the other medical facilities of the B. D. Pandey Hospital, Nainital.
> 3. Any other writ, order or direction which this Hon'ble Court deems fit and proper under the circumstances of the case.
> 4. Award costs of this writ petition."

3. During the course of hearing, Sri U.P.S. Negi, the learned Additional Advocate General appearing for the respondents produced charts showing

number of sanctioned posts in the B. D. Pandey Hospital and the names of the doctors occupying those posts at present.

4. On a perusal of those charts, we are satisfied that most of the petitioner's grievances projected in the petition, now, stand redressed rendering the writ petition infructuous

5. The writ petition, therefore, is dismissed as infructuous.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C.J.)**
18.05.2006 **18.05.2006**

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